THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

W.P.No. 26071 OF 2005

30th December, 2005

Between:

1. Indo-American Super specialities Limited,

rep. by Dr. Ksatyanarayana and another …Petitioners

A N D

1. The Government of Andhra Pradesh,

rep. by Principal Secretary, Revenue

Department, Secretariat, Hyderabad and

Others …Respondents

THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

W.P.No. 26071 OF 2005

O R D E R :

1. This writ petition has been filed by the petitioners questioning 4(1) notification issued under Section 4(1) of the Land Acquisition Act, dated 2-12-2005.

2. 1st petitioner is the company and 2nd petitioner is Director of 1st petitioner

company. They claimed that they are the owners of 6261.06 square yards of land. The said land is sought to be acquired by the Government for the construction of citizen service center. A notification under Section 4(1) of the Land Acquisition Act (herein after referred to as 'the Act' for brevity) came to be issued dispensing 5-A enquiry by invoking urgency clause.

3. The contention of the petitioners is that there are some other lands available nearby and therefore, the lands owned by them is not required for the said purpose. Various other contentions have been raised which are not required to be dealt with in view of the orders proposed to be passed.

4. Counters and additional counter affidavits have been filed by the respondents and the petitioners also filed reply affidavit.

5. Learned Advocate General submits that Land Acquisition Officer has been advised to conduct 5-A enquiry under the Act.

6. Such is the situation, the petitioners are at liberty to put in their objections with regard to acquisition of their land.

7. Accordingly, the writ petition is disposed of giving liberty to the petitioners to submit their objections for the proposed acquisition of the land within thirty days from today and further proceedings shall be conducted by the Land Acquisition Officer in accordance with provisions of the Act as expeditiously as possible. No order as to costs.

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Justice B.Seshasayana Reddy

30th December, 2005

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